



West Virginia Senate

Committee on Health and Human Resources

Minutes for APRIL 01, 2021, 1:00 PM

Pursuant to the call of the Chair, the Senate Committee on Health and Human Resources met on April 01, 2021, 1:00 PM in Room 451-M.

Members present: Senators Maroney, Grady, Azinger, Roberts, Rucker, Stover, Takubo, Weld, Woodrum, Lindsay, Stollings, Unger

Members absent: Senators Plymale

A silent roll call being taken, the presence of a quorum was established.

On motion of Senator Grady, the minutes of the previous meeting were approved.

HB2005 – Relating to health care costs

Chairman Maroney recognized Cindy Dellinger, Counsel, Senate Committee on Health and Human Resources, who presented House Bill 2005 and the strike and insert amendment relating to health care costs. Counsel responded to questions from the Committee. Senator Stollings made a request to the Chairman to hear from Jim Kaufman, President of the WV Medical Association. The Chairman asked Mr. Kaufman to come before the Committee to address the bill and answer questions. The Chairman also reminded Mr. Kaufman that he was administered the oath during a previous appearance before this Committee this Legislative Session and was still bound by that oath. Mr. Kaufman addressed the Committee and responded to questions. Senator Stover requested to hear from Karen Bowling with WVU Medicine Health System. With leave of the Committee, Ms. Bowling was administered the oath prescribed by Senate Rule 28a by Chairman Maroney. Ms. Bowling addressed the Committee and responded to questions. Vice-Chair Grady moved to amend House Bill 2005 with the amendment explained by counsel. Chairman Maroney put the question on the motion and the amendment was adopted. Chairman Maroney recognized Senator Grady who moved that House Bill 2005, as amended, be reported to the full Senate with recommendation that it do pass. The Chairman put the question on the motion. The motion was adopted.

HB2266 – Relating to expanding certain insurance coverages for pregnant women

Chairman Maroney recognized Cindy Dellinger, Counsel, Senate Committee on Health and Human Resources, who presented House Bill 2266 and the strike and insert amendment relating to expanding certain insurance coverages for pregnant women. Senator Takubo made a request to the Chairman to hear from Cindy Beane, Commissioner for WV Bureau of Medical Services. Commissioner Beane addressed the Committee in support of this bill and responded to questions from Senator Takubo. Vice-Chair Grady moved to amend House Bill 2266 with the

amendment explained by counsel. Chairman Maroney put the question on the motion and the amendment was adopted. Chairman Maroney recognized Senator Grady who moved that House Bill 2266, as amended, be reported with the recommendation that it do pass, but under the original double committee reference, first be referred to the Committee on Finance. The Chairman put the question on the motion. The motion was adopted.

HB2368 – Mylissa Smith’s law creating patient visitation privileges

Chairman Maroney recognized Cindy Dellinger, Counsel, Senate Committee on Health and Human Resources, who presented House Bill 2368 and the strike and insert amendment relating to Mylissa Smith’s law creating patient visitation privileges. Counsel responded to questions from the Committee. With leave of the Committee, Jolynn Marra, Director of the Office of Health Facility Licensure and Certification (OHFLAC) for WV DHHR, addressed the Committee and responded to questions regarding this bill. Senators Roberts and Takubo addressed the Committee in support of this bill. Vice-Chair Grady moved to amend House Bill 2368 with the amendment explained by counsel. Chairman Maroney put the question on the motion and the amendment was adopted. Chairman Maroney recognized Senator Grady who moved that House Bill 2368, as amended, be reported with the recommendation that it do pass, but under the original double committee reference, first be referred to the Committee on the Judiciary. The Chairman put the question on the motion. The motion was adopted.

HB2093 – Relating to exemptions for the US Dept of Veterans Affairs Medical Foster Homes

Chairman Maroney recognized Cindy Dellinger, Counsel, Senate Committee on Health and Human Resources, who presented House Bill 2093 and the strike and insert amendment relating to exemptions for the US Dept of Veterans Affairs Medical Foster Homes. Counsel responded to questions from the Committee. Senator Stollings asked the Chairman to allow Jolynn Marra, Director of the Office of Health Facility Licensure and Certification (OHFLAC) for WV DHHR, to speak to the bill. Ms. Marra addressed the Committee and responded to questions. Delegate Dianna Graves addressed the Committee as lead sponsor of this bill. Senator Weld addressed the Committee in support of this bill. Vice-Chair Grady moved to amend House Bill 2093 with the amendment explained by counsel. Chairman Maroney put the question on the motion and the amendment was adopted. Chairman Maroney recognized Senator Grady who moved that House Bill 2093, as amended, be reported to the full Senate with the recommendation that it do pass. The Chairman put the question on the motion. The motion was adopted.

HB2982 – Relating to Second Chance at Life Act of 2021

Chairman Maroney recognized Cindy Dellinger, Counsel, Senate Committee on Health and Human Resources, who presented House Bill 2982 and the strike and insert amendment relating to Second Chance at Life Act of 2021. Counsel responded to questions from the Committee. With leave of the Committee, Dr. Anne L. Banfield (OB/GYN) was administered the oath prescribed by Senate Rule 28a by Chairman Maroney. Dr. Banfield addressed the Committee and responded to questions from Senators Lindsay, Stover and Stollings.

The Chairman recognized Senator Grady who moved that the Committee recess until 15 minutes following the adjournment of the Judiciary and Finance committee meetings. The Chairman put the question on the motion. The motion was adopted.

The Committee reconvened at approximately 5:30 p.m. and the Chairman called the meeting to order.

With leave of the Committee, Dr. Letitia Tierney was administered the oath prescribed by Senate Rule 28a by Chairman Maroney. Dr. Tierney addressed the Committee and responded to questions from regarding House Bill 2982.

With leave of the Committee and there being no objections, Senator Rucker reads a statement prepared by Karen Cross with the National Right to Life Committee. Ms. Cross was unable to attend virtually due to technical difficulties.

Senator Stollings addressed the Committee in opposition of this bill. Senator Rucker addressed the Committee in support of this bill. Vice-Chair Grady moved to amend House Bill 2368 with the strike and insert amendment explained by counsel. Chairman Maroney put the question on the motion and the amendment was adopted.

Senator Takubo moved to amend House Bill 2982 to require the female's acknowledgement as part of the informed consent process and provide limited liability to the physician. Senators Rucker and Stover asked questions of Senator Takubo regarding his amendment. The Chairman put the question on the motion and the amendment was adopted.

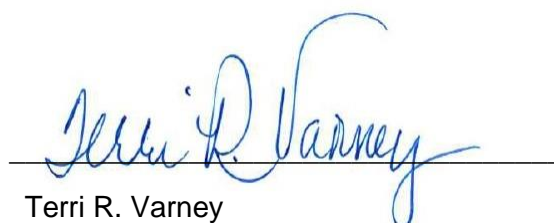
Senator Takubo offered a second amendment to House Bill 2982 to remove the portion of the bill addressing the father paying 50% of medical expenses. Senator Grady addressed the Committee in support of Senator Takubo's second amendment. The Chairman put the question on the motion and the amendment was adopted.

Chairman Maroney recognized Senator Grady who moved that House Bill 2368, as amended, be reported with the recommendation that it do pass, but under the original double committee reference, first be referred to the Committee on the Judiciary. The Chairman put the question on the motion. The motion was adopted.

There being no further business, the Committee was adjourned on Motion of Senator Grady.



Michael J. Maroney



Terri R. Varney

Chairman

Committee Clerk



The Senate of West Virginia

Remote/Virtual Testimony

Testimony taken this 1st day of April, 2021, in
the Senate Committee on Health and Human Resources.

"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Karen Bowling - WVU Medicine

Print Witness Name

Allen P. Varney

Testimony Attested to by Committee
Clerk

Oath was administered by:

Michael J. Maroney

Print Member Name

[Signature]

Sign Member Name



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God."

Dr. Anne L. Banfield (OB/GYN)

Print Witness Name

Kevin D. Varney

Testimony Attested to by Committee
Clerk

Oath was administered by:

Michael J. Maroney

Print Member Name

Michael J. Maroney

Sign Member Name



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"I solemnly swear (or affirm) that the testimony I shall give shall be
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God."

Dr. Letitia Tierney

Print Witness Name

Jerri R. Tarnay

Testimony Attested to by Committee
Clerk

Oath was administered by:

Michael J. Maroney

Print Member Name

Michael J. Maroney

Sign Member Name